

Town of Wenham Conservation Commission

Meeting of Monday August 27, 2007 ~ 7:30 pm

Senior Center, School Street

Present: Leo Maestranzi, Chair; Phil Colarusso; Robert Burnett; Malcolm Reid

Also Present: Emilie Cademartori; Catherine Tinsley, Secretary

Not Present: Patrick Wilson; Ken Whittaker

Public information available: Agenda

Abbreviations used:

CC – Conservation Commission

NOI - Notice of Intent

Mr. Maestranzi opened the meeting at 7:30 pm and identified the agenda, noting it would be taken out of order.

Mr. Reid informed the Chair that he had to leave at 8:15 pm.

Administrative Business

Minutes – August 13, 2007

Mr. Reid made a motion to accept the meeting minutes of August 13, 2007.

Mr. Burnett seconded.

Voting in favor: Leo Maestranzi, Chair; Phil Colarusso; Robert Burnett; Malcolm Reid

Opposed: None

MOTION CARRIED

Finances

Bills – Harrington, MACC dues

The Commissioners reviewed and approved expenses.

RDA - Request for Determination 115 Pleasant Street

Applicant Kurt Weltler

Ms. Cademartori identified she recently did a site visit to 115 Pleasant Street and provided photographs of the home/yard. She identified the applicant is requesting to build an addition and deck onto the house. The edge of the deck would be 46 feet from the pond's edge but explained that there are no footings; the deck is supported by steel beams. This is not in the flood plain. The Commission identified their concern that there is no drainage for the roof water run off shown on the plans. The owner will be asked to submit a plan showing the location of the dry wells for the entire roof.

Hay bales will be required on the lower area on the property.

Mr. Reid made a motion to continue the hearing until the next meeting. Mr. Burnett seconded.

Voting in favor: Leo Maestranzi, Phil Colarusso; Robert Burnett; Malcolm Reid

Opposed: None

MOTION CARRIED

Horse Hill Lane NOI – Ms. Cademartori stated that the Attorney for Horse Hill Lane requested a continuation, saying they are waiting for information from the Planning Board.

Discussion – New Business

2 Onion River Road

Regarding 2 Onion River Road, Ms. Cademartori reviewed that the Commissioners approved to amend the existing OOC changing which trees on the property are being removed by cutting down diseased hemlocks. The owner has a second request for minor change. Rich Kirby (consultant representing the owner) was present to address the Commissioners and described the proposed change to re-align 8 feet of the end portion of the wall with no removal of significant vegetation. He explained that this will allow the fence to be straight along the property line.

He also proposed to add boulders to connect a 15-20 foot span for continuity to connect the wall, adding that there will be no excavation other than to remove stumps. It was the Commissioners concern that this is within the 30 foot buffer zone and that the equipment is kept out of the buffer zone.

The Commissioners agreed that they wanted time to review the plans and for the other Commissioners to have a chance to look over the proposal.

Mr. Burnett made a motion to continue this to the next meeting. Mr. Reid seconded.

Voting in favor: Leo Maestranzi, Chair; Phil Colarusso; Robert Burnett; Malcolm Reid

Opposed: None

MOTION CARRIED

363 Grapevine Road

Ms. Cademartori updated the CC on 363 Grapevine Road, saying that the peer reviewing engineer was not able to attend the meeting, adding that there are further revisions and that the CC was in possession of the updates as presented at the last meeting.

It was noted that some of the abutters have submitted letters in response to the plans.

ANRAD – Abbreviated Notice of Resource Area Delineation (DEP file #326-0302)

75 Arbor Street ROSC Subdivision

Applicant Peter Gourdeau, 75 Arbor Street, LLC

Abutters were present but due to the CC not having a quorum after Mr. Colarusso recused himself as an abutter, the hearing was continued.

Mr. Colarusso submitted a letter.

New Business

72 Dodges Row – Request for deck addition

Mr. Wingate was present to address the Commissioners. It was identified that a plan to add a deck was submitted and approved in 1995 previous filing but no deck was built; approvals are good for three years.

Mr. Wingate was asked to resubmit the plans.

Violations

15 Juniper St – Pizzo

In response to a complaint of large trucks delivering fill on the site, Mr. Colarusso made a site visit. Ms Pizzo responded that the fill was kept to the confines of the paddock.

It was noted that the paddock on property was not CC approved.

The CC was concerned that livestock is kept within the buffer of the water zone and that fill being added.

The Commission will determine if this is impacting the wetland.

The CC requested more information regarding livestock within the buffer zone.

Ms. Cademartori reported that she spoke to the Police Chief and currently there is no Conservation Enforcement Officer.

The Commission has requested that an Officer be assigned as Conservation Officer.

The agent will submit in writing requesting the assignment of a Conservation Commissioner Officer to the Selectmen, the Town Administrator, and the Police Chief.

Reynolds Farm Property

Ms. Cademartori reported that the Reynolds family has approved the construction of non-pavement sidewalks on the conservation property along Larch Row. The letters are on file. The Selectmen approved the sidewalks to be built on the conservation land, conditional on the approval of the CC. Mr. Maestranzi made a motion to approve the non pavement sidewalks on the Reynolds conservation property as planned. Mr. Colarusso second.

Voting in favor: Leo Maestranzi, Chair; Phil Colarusso; Robert Burnett; Malcolm Reid

Opposed: None

MOTION CARRIED

8:15 - Mr. Reid left the meeting.

Ms. Cademartori informed the CC that the Water Resource Bylaw as amended at the 2007 Annual Town Meeting was accepted by the Attorney General on July 25th with comments.

Ms. Cademartori informed the Commissioners that Selectman Swartz is the Liaison for the CC.

Mr. Burnett made a motion to adjourn and it was unanimous to do so.